

**ATTORNEY DOCKET NO.: 2002832-0036**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant:	Sosin	Examiner:	Not yet assigned
Serial No.:	Not yet assigned	Art Unit:	Not yet assigned
Filing Date:	October 29, 2003		
Title:	SYSTEM FOR OPTIMIZATION OF GOLF CLUBS		

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

### STATEMENT

Pursuant to the duty of disclosure under 37 C.F.R. §§ 1.56, 1.97 and 1.98, Applicant requests consideration of this Information Disclosure Statement.

### Type of Statement

The present Information Disclosure Statement is:

[X] An *original* Information Disclosure Statement; or

[ ] A supplemental Information Disclosure Statement.

**Certificate of Mailing**

I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Mail Stop: Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450.

October 29, 2003      Kathy Hart Kagnon  
Date                                      Signature

Kathy Hart Kagnon

Typed or Printed Name of person signing certificate

Compliance with 37 C.F.R. § 1.97

The present Information Disclosure Statement is being filed:

- ☒ Pursuant to 37 C.F.R. § 1.97(b); no fee or certification is required:
  - ☒ Within three months of the filing date of a national application other than a continued prosecution application under § 1.53(d);
  - ☐ Within three months of the date of entry of the national stage as set forth in § 1.491 in an international application;
  - ☐ Before the mailing of a first Office action on the merits; or
  - ☐ Before the mailing of a first Office action after the filing of a request for continued examination under § 1.114.
- ☐ Pursuant to 37 C.F.R. § 1.97(c) after the dates listed above but before the mailing date of any of a final action under § 1.113, a notice of allowance under § 1.311, or an action that otherwise closes prosecution in the application; Applicant hereby *either*:
  - ☐ Certifies that *either*:
    - ☐ each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement; or
    - ☐ That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making

reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in § 1.56(c) more than three months prior to the filing of

the information disclosure statement; or

☐ Includes herewith the fee set forth in § 1.17(p).

☐ Pursuant to 37 C.F.R. § 1.97(d), after the mailing date of any final action under § 1.113, a notice of allowance under § 1.311, or an action that otherwise closes prosecution in the application; Applicant hereby *both*:

☐ Certifies that *either*:

☐ each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement; or

☐ That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in § 1.56(c) more than three months prior to the filing of the information disclosure statement; and

☐ Includes herewith the fee set forth in § 1.17(p).

Content of the Information Disclosure Statement

Applicant hereby makes of record in the above-identified application the reference(s) listed on the attached form PTO-1449 (modified). The order of presentation of the references should not be construed as an indication of the importance of the references.

Applicant includes copies of references as indicated below:

- ☐ A copy of each cited reference not indicated with an asterisk is included;
- ☒ Copies of references indicated with an asterisk on the attached form PTO-1449 are not included pursuant to 37 C.F.R. § 1.98(d) because they were previously provided to the United States Patent Office in an Information Disclosure Statement that complies with 37 C.F.R. § 1.98(a)-(c) and was submitted in the following patent application that is relied upon in the present case for an earlier effective filing date under 35 U.S.C. § 120:

Serial Number	Filing Date	Status
09/295,913	April 21, 1999	Pending

- ☐ Copies of English translations of one or more non-English references are included.

Applicant hereby makes the following additional information of record in the above-identified application:

Applicant certifies that the Information Disclosure Statement *either*:

- ☐ Does not contain non-English language citations;
- ☐ Does contain non-English language citations, of which the following is a concise explanation:
- ☐ Includes one or more translations of a non-English citation.

## Remarks

The submission of this Information Disclosure Statement should not be construed as a representation that a search has been made.

The submission of this Information Disclosure Statement shall not be construed to be an admission that the information cited in the statement is, or is considered to be, material to patentability as defined in § 1.56(b) .

The submission of this Information Disclosure Statement shall not be construed as a representation that the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. § 102.

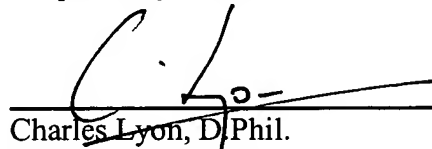
It is respectfully requested that:

1. The Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims;
2. The enclosed form PTO-1449 be signed by the Examiner to evidence that the cited patent(s) and publication(s) has (have) been fully considered by the Patent and Trademark Office during the examination of this application; and
3. The citations for the patent(s) and publication(s) be printed on any patent which issues from this application.

Notwithstanding any statements by Applicants, the Examiner is urged to form his or her own conclusions regarding the relevance of the cited reference(s).

Respectfully submitted,

Dated: October 29, 2003

A handwritten signature in black ink, appearing to read 'C. Lyon', is written over a horizontal line.

Charles Lyon, D.Phil.

Agent for Applicant

Limited Recognition Under 37 CFR §10.9(b)

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<b>FORM PTO-1449</b>  <b>(REV. 8-83)</b>  <b>INFORMATION DISCLOSURE STATEMENT</b> <i>(Use several sheets if necessary)</i>	U.S. Department of Commerce	Atty. Docket: 2002832-0036	In Re Application No.: Not yet assigned
	Patent and Trademark Office	Applicant: Sosin	
		Filing Date: October 29, 2003	Group: Not yet assigned

### U.S. PATENT DOCUMENTS

Examiner's Initials	U.S. Patent No.	Applicant	Issue Date	Class	Subclass
	*3,984,103	Nix	October 5, 1976	273	77A
	*4,070,022	Braly	January 24, 1978	273	77A
	*4,128,242	Elkins Jr.	December 5, 1978	273	77A
	*4,415,156	Jorgensen	November 15, 1983	273	77A
	*4,555,112	Masghati	November 26, 1985	273	77A
	*4,674,324	Benoit	June 23, 1987	73	65
	*4,900,025	Suganuma	February 13, 1990	273	77
	*5,094,101	Chastonay	March 10, 1992	73	65
	*5,163,681	Hodgetts	November 17, 1992	273	77A
	*5,228,688	Davis	July 20, 1993	273	77A
	*5,277,059	Chastonay	January 11, 1994	73	65.03
	*5,351,953	Mase	October 4, 1994	273	77A
	*5,441,256	Hackman	August 15, 1995	273	77A
	*5,388,826	Sherwood	February 14, 1995	273	77A
	*5,377,978	Lee	January 3, 1995	273	77A
	*5,417,108	Chastonay	May 23, 1995	73	65.03
	*5,591,091	Hackman	January 7, 1997	473	289
	*5,608,160	Chastonay	March 4, 1997	73	65.03
	*5,769,733	Williams	June 23, 1998	473	291
	*5,792,946	Chastonay	August 11, 1998	73	65.03
	*5,877,970	Nesbit et al.	March 1999	703	1
	*5,879,241	Cook et al.	March 9, 1999	473	289
	*6,083,123	Wood, D	July 2000	473	409

### U.S. PATENT APPLICATIONS

Examiner's Initials:	Serial Number:	Applicant:	Publication Date:	Group:	Art Unit:

<b>FORM PTO-1449</b>		U.S. Department of Commerce		Atty. Docket: 2002832-0036		In Re Application No.: Not yet assigned	
<b>(REV. 8-83)</b>		Patent and Trademark Office		Applicant: Sosin			
<b>INFORMATION DISCLOSURE STATEMENT</b> (Use several sheets if necessary)				Filing Date: October 29, 2003		Group: Not yet assigned	
<b>FOREIGN PATENT DOCUMENTS</b>							
Examiner's Initials	Document No.	Country	Date	Translation			
				Yes		No	
	*WO 98/34684	PCT	August 13, 1998				
	*WO 83/01578	PCT	May 11, 1983				
<b>OTHER DOCUMENTS</b>							
Examiner's Initials	Citation (Including Author, Title, Date, Pertinent Pages, Etc.)						
	*U.S. Golf Association Rules, Appendix II, "Design of Clubs, from <a href="http://www.usga.org/rules/rule/appendix2.html">http://www.usga.org/rules/rule/appendix2.html</a> (date unknown).						
	*International Search Report for International Application No. PCT/US00/10816 filed April 21, 2000.						
<b>EXAMINER</b>				<b>DATE CONSIDERED</b>			
EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.							

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